

From: Tom Daniels
To: Microsoft ATR
Date: 1/23/02 10:29am
Subject: Disagreement with Microsoft Settlement

I hereby register my complete disagreement with the proposed Microsoft settlement as allowed for in the Tunney Act.

As Dan Kegel and many others have pointed out, the settlement defines many aspects of the Microsoft remedies so specifically that it will be trivial for Microsoft to evade them. The needed remedies should be broad and have oversight mechanisms that allow for "special case" exceptions after the fact. The barriers to entry should be lowered by requiring all API's to be well documented and said documentation released for no charge in a non-Microsoft controlled format. All file formats used by Microsoft should be opened in the same manner. All patents covering API's should be spelled out by Microsoft and those not explicitly described and linked to an API should not be litigable by Microsoft. Microsoft should be required to SELL their operating systems and other software instead of licensing it. OEM's should have equal access to Windows regardless of size of the OEM. OEM's should be allowed to bundle any software with their goods without the control of Microsoft whether the computer includes Windows or not. Microsoft should have been broken into many more than 2 independent entities, but it's too late for that!

Thank you for your time,

Thomas E. Daniels
Lafayette, Indiana

--

Tom Daniels